

**Certificate of Mailing**

I hereby certify that this correspondence is being deposited via First-Class Mail addressed to the Trademark Trial and Appeal Board, Commissioner of Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514, on the date shown below.

Karen S. Frank

May 12, 2004  
Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

<b>MONSTER CABLE,</b>	)	
	)	
<b>Opposer,</b>	)	<b>Opposition No. 91152044</b>
	)	
<b>v.</b>	)	<b>Serial No. 76/278,209</b>
	)	
<b>JOEL B. SHAMITOFF,</b>	)	<b>Mark: MONSTERSNAPS</b>
	)	
<b>Applicant.</b>	)	
_____	)	

Trademark Trial and Appeal Board  
Commissioner of Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3514

**REQUEST TO WITHDRAW  
AS ATTORNEY OF RECORD FOR APPLICANT**

Pursuant to 37 C.F.R. §10.40 and Trademark Rule 2.19(b), Karen S. Frank requests that she be granted permission to withdraw as attorney of record for Applicant Joel B. Shamitoff with regard to the above-cited Trademark Opposition proceeding.

Ms. Frank requests this withdrawal because the law firm with which she was associated as Applicant's counsel has disbanded, and Applicant has asked the attorneys of such law firm to cease working on Applicant's trademark matters, including this Opposition.



Ms. Frank's withdrawal will not prejudice Applicant. Applicant was notified of all upcoming dates regarding this Opposition proceeding in excess of two months before the expiration of any relevant deadline.

The undersigned has given due notice to Applicant of her withdrawal as attorney of record and that she will be filing the necessary papers with the Trademark Trial and Appeal Board. The attorney of record and her prior law firm have delivered to Applicant all papers and property in the attorney's and the law firm's files concerning the Opposition proceeding.

The present mailing address of Ms. Frank is Howard Rice Nemerovski Canady Falk and Rabkin, 3 Embarcadero Center, 7th Floor, San Francisco, CA 94111.

The present mailing address of Applicant is 5465 Aspen Street, Dublin, California 94568, Attention: Joel B. Shamitoff.

For the foregoing reasons, the undersigned respectfully requests that her request to withdraw as Applicant's attorney of record in the above-cited Opposition Proceeding be approved.

Copies of this Request to Withdraw as Attorney of Record are being served herewith on Applicant and on Opposer's counsel.

Dated: May 12, 2004

Respectfully submitted,

HOWARD, RICE, Nemerovski, CANADY,  
FALK & RABKIN, a Professional Corporation

By: Karen S. Frank  
Karen S. Frank  
Three Embarcadero Center, 7th Floor  
San Francisco, CA 94111  
415/434-1600

**CERTIFICATE OF SERVICE**

I hereby certify that on the date below, I served the foregoing REQUEST TO  
WITHDRAW AS ATTORNEY OF RECORD FOR APPLICANT on Applicant and on  
Opposer's counsel and by depositing a true and correct copy of the same with the United States  
Postal Service, first-class mail, postage prepaid, in an envelope addressed to:

Joel Shamitoff  
Shamitoff Industries Incorporated  
5465 Aspen Street  
Dublin, CA 94568

Robert W. Payne  
Lariviere Grubman & Payne LLP  
One Lower Ragsdale Drive  
Building 1, Suite 130  
P.O. Box 3140  
Monterey, CA 93942-3140

Dated: May 12, 2004

Karen L. Coughlin

HOWARD  
RICE  
NEMEROVSKI  
CANADY  
FALK  
& RABKIN

*A Professional Corporation*

May 12, 2004

TTAB  
Three Embarcadero Center  
Seventh Floor  
San Francisco, CA 94111-4024  
Telephone 415.434.1600  
Facsimile 415.217.5910  
[www.howardrice.com](http://www.howardrice.com)

Writer's Information:

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[kfrank@howardrice.com](mailto:kfrank@howardrice.com)

Trademark Trial and Appeal Board  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3514

**VIA FIRST-CLASS MAIL**

**Re: Request to Withdraw as Attorney of Record for Applicant**

**Mark: MONSTERSNAPS**  
**Opp. No.: 91152044**  
**Ser. No.: 76/278,209**  
**Our File No.: 15815.01/A101**

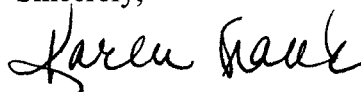
Dear Sir:

Enclosed for filing with the Trademark Trial and Appeal Board, please find a Request to Withdraw as Attorney of Record for Applicant with a Certificate of Service on Applicant and counsel for Opposer in regard to the above Opposition proceeding.

Please acknowledge receipt of the enclosed materials by date-stamping and returning the enclosed postal-acknowledgment card.

If you have any questions in regard to the enclosed, please do not hesitate to contact me at 415/434-1600.

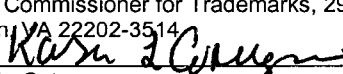
Sincerely,



Karen S. Frank

Enclosures

cc: Eve M. Gornall, Trademark Administrator

Date of Deposit: <u>May 12</u> , 2004
I hereby certify that this paper or fee is being deposited as "First-Class Mail" with the United States Postal Service on the date indicated above and is addressed to the Trademark Trial and Appeal Board, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514

NAME: Kasa L. Cotugno